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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 MAHER FAYEZ KARA, MOUNIR
FAYEZ KARA (aka MICHAEL F.
16 KARA), EMILE YOUSSEF JILWAN,

17 Defendants.

CASE NO. CR 09 0417 EMC

STIPULATION AND [PROPOSED] ORDER
EXCLUDING TIME

Hon. Edward M. Chen

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20 WHEREAS, co-defendants MAHER FAYEZ KARA and MOUNIR FAYEZ KARA
recently agreed to resolve their cases leaving EMILE YOUSSEF JILWAN as the only remaining
22 defendant, and defendant's counsel believes that additional time is necessary for effective
preparation and to pursue resolution of the defendant's case prior to setting a trial date in light of
the change of posture of the co-defendants' cases;

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24 WHEREAS, a failure to grant the continuance would deny defense counsel the reasonable
time necessary for effective preparation, taking into account the exercise of due diligence, and
under the circumstances the ends of justice served by a reasonable continuance outweigh the best
interest of the public and the defendant in a speedy trial;

WHEREAS, the defendant consents to a continuation of this case for the above reasons and consents to the exclusion of time from September 7, 2011 until October 5, 2011 and the government does not object to this request;

THEREFORE, it is hereby stipulated by and between the parties, through their respective counsel of record, that the period of time from September 7, 2011 until October 5, 2011 shall be excluded in computing the time within which the trial of the offense alleged in the Indictment must commence under Title 18, United States Code, Section 3161.

The parties respectfully request that the Court vacate the status hearing currently scheduled for 2:30 p.m. on September 7, 2011, and reschedule this matter for a Trial and Motions Setting Conference at 2:30 p.m. on October 5, 2011.

DATED: September 2, 2011

MELINDA HAAG
United States Attorney

DATED: September 2, 2011

/s/
William H. Green, Esq.
Counsel for Emile Jilwan

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2 On the basis of material submitted to the Court, IT IS HEREBY ORDERED:
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4 The Court finds that the ends of justice served by granting a continuance from until
5 September 7, 2011 until October 5, 2011 outweighs the best interests of the public and the
6 defendant in a speedy trial and in the prompt disposition of criminal cases. The Court therefore
7 concludes that this exclusion of time from September 7, 2011 until October 5, 2011 should be
8 made under Title 18, United States Code, Sections 3161(h)(7)(B)(iv).

9 The Court vacates the status hearing currently scheduled for 2:30 p.m. on September 7,
10 2011, and reschedules this matter for a Trial and Motions Setting Conference on October 5, 2011
11 at 2:30 p.m. and defendant Emile Jilwan is required to appear at that time.

12 IT IS SO ORDERED.
13 Dated: 9/6/11

